

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

STEVEN McDOWELL,

Plaintiff,

v.

Civil Action No. 04-6089 (KSH)

ADMINISTRATOR LYDELL B. SHERMER;  
SERGEANT CRAIG SEARS;  
SCO CHARLIE WALLACE;  
SCO CHRISTOPHER CARSON;  
SCO DENNIS ROBINSON;  
SCO MARC WILLIAMS;  
SCO DOMINGO RIVERA;  
SCO BRIAN WILLIAMS;  
SCO KEVIN SEARCY;  
SCO ARNALDO BELO;  
SERGEANT CESAR DE LA CRUZ;  
SCO CARNELL CARTRELL;  
SCO EDWARD BONET;  
SCO RONALD TUCKER;  
SCO LEONARD WHEELER;  
SERGEANT DAVID ABDUS-SABUR,

Defendants.

**ORDER**

**KATHARINE S. HAYDEN, U.S.D.J.**

For the reasons stated in the opinion filed herewith,

It is on this 7<sup>th</sup> day of October, 2008,

**ORDERED** that Defendants' motion for summary judgment is **GRANTED** as to all federal claims; and it is further

**ORDERED** that the remaining state constitutional claim is **DISMISSED** without prejudice.

/s/Katharine S. Hayden  
Katharine S. Hayden  
United States District Judge